

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF VIRGINIA  
BIG STONE GAP DIVISION**

**JEFF MULLINS**

**d/b/a MULLINS AMMUNITION, INC.**

Plaintiff,

V.

Case Number: 2:07-CV-00024

**RINKY DINK SYSTEMS, INC.**

**d/b/a RD SYSTEMS, INC.**

Defendant.

**DEFENDANT’S MOTION TO DISMISS COMPLAINT  
PURSUANT TO FED. R. CIV. P. 12(b)(2), OR, ALTERNATIVELY,  
TO TRANSFER VENUE PURSUANT TO 28 U.S.C. § 1404(a)**

Defendant, Rinky Dink Systems, Inc., d/b/a RD Systems, Inc., by counsel, pursuant to Rule 12(b)(2) of the Federal Rules of Civil Procedure, moves this Court to dismiss this action for lack of personal jurisdiction; or, alternatively, to transfer venue of this case to the United States District Court for the Northern District of Illinois, Western Division, pursuant to 28 U.S.C. § 1404(a). The grounds for the defendant's Motion are set forth in the accompanying Memorandum and exhibits filed with this Motion.

RINKY DINK SYSTEMS, INC.  
d/b/a RD Systems, Inc.

By Counsel

/s/ Temple W. Cabell

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**CERTIFICATE OF SERVICE**

I hereby certify that on the 9<sup>th</sup> day of November 2007, I will electronically file the foregoing with the Clerk of Court using the CM/ECF system, which will then send a notification of such filing (NEF) to the following:

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